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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

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CARLOS VELASQUEZ,  Plaintiff,  v.  STATE OF UTAH, et al.,  Defendants.	<b>MEMORANDUM DECISION AND ORDER DENYING MOTION FOR RECONSIDERATION</b>  Case No. 2:18-cv-00728-DN  District Judge David Nuffer
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Plaintiff Carlos Velasquez filed a motion (the “Motion”)<sup>1</sup> under [Fed. R. Civ. P. 60\(a\)](#)<sup>2</sup> for reconsideration of the Memorandum Decision and Order of Dismissal (“Dismissal Order”)<sup>3</sup> and resulting judgment.<sup>4</sup> The Motion is impermissibly and excessively overlength<sup>5</sup> and generally difficult to follow. In essence, its principal arguments are:

1. The Dismissal Order “misrepresent[s] the standards presented” and “the proceeding,”<sup>6</sup> lacks “credibility,”<sup>7</sup> and is otherwise inaccurate,<sup>8</sup> “misleading,” and an “abuse [of] authentic power.”<sup>9</sup>

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<sup>1</sup> Request for Reconsideration of a Memorandum of Dismissal, and Order of Cloture (“Motion”), [docket no. 29](#), filed March 8, 2019.

<sup>2</sup> *See id.* at 2:8-9.

<sup>3</sup> [Docket no. 27](#), filed February 25, 2019.

<sup>4</sup> Judgment in a Civil Case, [docket no. 28](#), filed February 25, 2019.

<sup>5</sup> *See DUCivR 7-1(a)(3)(C).*

<sup>6</sup> Motion, *supra* note 1, at 3:9-11, 4:7-8; *see id.* at 22-23, 34:15-19; *see* Letter from Velasquez, [docket no. 29-1](#), filed March 8, 2019.

<sup>7</sup> Motion, *supra* note 1, at 22:7-9.

<sup>8</sup> *Id.* at 22:5-6.

<sup>9</sup> *Id.* at 5:16-6:2; *see id.* at 35.

2. The Dismissal Order and resulting judgment are erroneous as a matter of law and an abuse of discretion.<sup>10</sup>

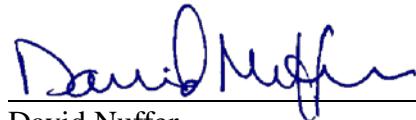
3. The court is prejudiced<sup>11</sup> and did not exercise “procedural diligence.”<sup>12</sup>

Each of these arguments is incorrect and without merit—as is the Motion also.

THEREFORE, IT IS HEREBY ORDERED that the Motion<sup>13</sup> is DENIED.

Signed March 12, 2019.

BY THE COURT:



David Nuffer  
United States District Judge

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<sup>10</sup> See *id.* at 5-8, 14, 18-32, 35-39, 42-43, 45.

<sup>11</sup> See *id.* at 22:15-23:1, 23:8-10, 35:4-7.

<sup>12</sup> *Id.* at 4:13-14; see *id.* at 13 ¶ 32, 23:6-10, 33-34, 46:12-15.

<sup>13</sup> Docket no. 29, filed March 8, 2019.